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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/291,387	04/14/1999	CHANG-HOI GU	678-256-(P87	2044

7590 01/29/2003

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EXAMINER

CHOW, CHARLES CHIANG

ART UNIT	PAPER NUMBER
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2684

DATE MAILED: 01/29/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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Advisory Action

Application No.

09/291,387

Applicant(s)

GUI ET AL.

Examiner

Charles Chow

Art Unit

2684

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 1/8/03 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
 - b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
- ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

- 1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
- 2. ☐ The proposed amendment(s) will not be entered because:
 - (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____

- 3. ☐ Applicant's reply has overcome the following rejection(s): _____
- 4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
- 5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See the attached page, due to limited space at here.
- 6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
- 7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

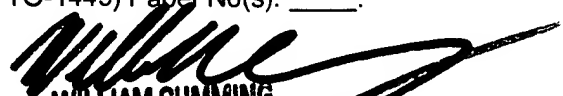
Claim(s) allowed: _____

Claim(s) objected to: 1-23.

Claim(s) rejected: _____

Claim(s) withdrawn from consideration: _____

- 8. ☐ The proposed drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
- 9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____
- 10. ☐ Other: _____


 WILLIAM CUMMING
 PRIMARY EXAMINER
 GROUP 2600

Art Unit: 2684

*Advisory for
Request for reconsideration
(January/8/2003) - Attached page*

1. Regarding applicant's request for reconsideration based upon the no teachings for the user data on reverse common channel with a reverse dedicated channel release, and the designating reverse common channel;

Needham (US 5,517,507) discloses the shared common same frequency channel for the data 200 and energy burst 202 (col. 4, lines 18-21, figure in cover page).

Needham discloses the communication (comm.) unit is capable of retransmitting of energy burst E1, E2, in the predetermined, dedicated, common frequency band (col. 3, line 5-13).

When the comm. unit transmits, it automatically means, inherently, in the reverse direction.

Needham discloses the comm. unit is capable of transmitting energy bursts 510, 512, either in the same channel or in the different, dedicate, channel (col. 7, lines 34-38), to transmit the in the dedicated reverse channel. Needham discloses the comm. unit transmits on allocated, dedicated channel (col. 5, lines 37-47). Therefore, Needham discloses the user data on different, reverse dedicated, predetermined common channel, released as the designated reverse common channel.

In view of the above disclosures, applicant's argument are moot and claim 1-23 are remaining in the rejection manner.

Charles Chow

January 14, 2003.